1624 \$  
PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Attorney Docket No. 01-1693-M)

(previously 13615.41USU1)

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In re Application of:

Beck et al.

Serial No.: 09/895,843

Filed: June 29, 2001

For: Compounds to Treat Alzheimer's Disease

Before the Examiner:

Sudhaker B. Patel

Art Unit: 1624

Confirmation No.: 5924

Commissioner for Patents  
Washington, D.C. 20231

Sir:

## TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached:

- Petition for Three Month Extension of Time;
- Response to the Restriction Requirement Mailed October 1, 2002; and
- Postcard.

2. With respect to additional fees:

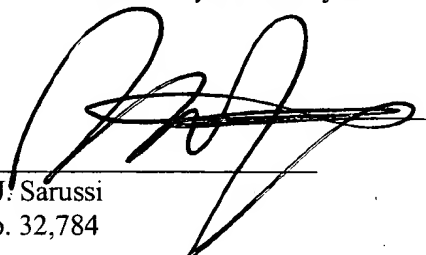
☒ A. Attached is a check in the amount of \$930.00.

3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.

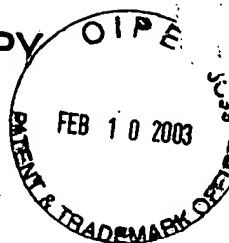
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 herein-above, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this 31<sup>ST</sup> day of January 2003.

Date: January 31, 2003

By:

  
Steven J. Sarussi  
Reg. No. 32,784

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FEB 14 2003

TECH CENTER 1600/2900

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231,

on January 31, 2003 (Date of Deposit). 499

1/31/03 [Signature]  
Date Name

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Attorney Docket No.: 01-1693-M)

In re Application of:

Beck et al.

Serial No.: 09/895,843

Filed: June 29, 2001

For: Compounds to Treat  
Alzheimer's Disease

Before the Examiner:  
Sudhaker B. Patel

Art. Unit: 1624

RESPONSE TO THE RESTRICTION REQUIREMENT  
MAILED OCTOBER 1, 2002

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Responsive to the Responsive to the Restriction Requirement

mailed October 1, 2002, the Applicants elect the claims of Group IX, i.e., Claims 15-35, 64-98 (in part), 104-109 (in part), 116-121, 125-127, 130-131, 139-145, 147, 151-153, 156-157, 167, 173, and 175 for prosecution. Further, Applicant elect the species of Preparation 23, page 131, lines 10-11. That compound is

named N<sup>1</sup>-[(1S,2R)-1-(3,5-difluorobenzyl)-2-hydroxy-3-(4-methyl-1-piperazinyl)propyl]-5-methyl-N<sup>3</sup>,N<sup>3</sup>-dipropylisophthalamide.

Claims 15, 16-21, 29-35, 64-98, 104-109, 116-121, 125-127, 130-131, 139-145, 147, 151-153, 156-157, 167, 173, and 175 encompass the elected species.


**REMARKS**

Allowance of the claims and passage of the case to issue are respectfully solicited. The Applicants urge the Examiner to contact the Applicants' undersigned representative as (312) 913-0001 should he believe that this would expedite prosecution of this application.

Respectfully submitted,

Dated: January 31, 2003

By:

  
Steven J. Sarussi  
Reg. No. 32,784

McDonnell Boehnen  
Hulbert & Berghoff  
300 South Wacker Drive  
Chicago, Illinois 60606  
(312) 913-0001